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June 29, 2017

VIA EMAIL

EPA Region 2 FOI Officer
290 Broadway
26th Floor
New York, NY 10007-1866
r2foia@epa.gov

Re: Freedom of Information Act Requests Regarding EPA Region 2/EPA-R2-2017-005461

Dear Freedom of Information Officer:

We write in response to the letter from Ms. Mary Mears, Public Affairs Director, U.S. EPA Region 2, dated June 22, 2017, and hereby request copies of those records responsive to the definitions and requests below.

DEFINITIONS

A. As used in these requests, the term “fluoropolymers” includes polytetrafluoroethylene (PTFE), fluorinated ethylene propylene (FEP), and perfluoroalkoxy alkane (PFA).

B. As used in these requests, the term “document” is defined to be synonymous in meaning and equal in scope to the usage of the term “record” and any other term used in reference to information in 5 U.S.C. § 552, in any format, including, without limitation, an electronic format. A draft or non-identical copy is a separate document within the meaning of this term.

C. As used in these requests, the connectives “and” and “or” shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the request all responses that might otherwise be construed to be outside of its scope.

D. As used in these requests, the singular form of any word includes the plural and vice versa.

REQUESTS

1. Copies of those documents maintained by EPA Region 2, from 1970 to the present, that address the use, application, storage, or disposal of perfluorooctanoic acid (PFOA), ammonium perfluorooctanoate (APFO), C8, perfluorooctanesulfonic acid (PFOS), or any other perfluorinated alkylated substances (PFAS), in Rensselaer County, New York, including without limitation correspondence regarding the same.

2. Copies of those documents maintained by EPA Region 2, from 1970 to the present, that address the use, application, storage, or disposal of fluoropolymers or any other materials containing PFOA, APFO, C8, PFOS, or any other PFAS, in Rensselaer County, New York, including without limitation correspondence regarding the same.

3. To the extent not included within the two requests immediately above, those documents maintained by EPA Region 2 from 1970 to present, that address the New York Department of Environmental Conservation's handling, oversight, or involvement with issues that address the use, application, storage, or disposal of fluoropolymers or any materials containing PFOA, APFO, C8, PFOS, or any other PFAS, in Rensselaer County, New York, including without limitation correspondence regarding the same.

4. Documents that address the use of a pseudonym or email alias "Richard Windsor" or "Windsor.Richard@epa.gov" by Lisa Jackson that were written by, sent from, or sent to (including, without limitation, by copy or blind copy) any EPA Regional Administrator, Acting Regional Administrator, Deputy Regional Administrator, or Acting Deputy Regional Administrator in Region 2, from 2009 to 2013.

5. To the extent not included within the request immediately above, documents between or among (including, without limitation, by copy or blind copy) Richard Windsor (or Windsor.Richard@epa.gov) and any EPA Regional Administrator, Acting Regional Administrator, Deputy Regional Administrator, or Acting Deputy Regional Administrator in Region 2, from 2009 to 2013.

Please also provide us with information regarding any documents withheld by your agency. Should any part of this request be denied, either in whole or in part, we respectfully ask that you cite specific exemptions to the Freedom of Information Act, and provide an adequate description of the exempted document in order to allow for an appeal. We further ask that any reasonable, separable parts of otherwise exempt material be released. We reserve the right to appeal any decision to withhold information. We agree to pay all applicable fees charged under 40 C.F.R. § 2.107, up to \$25.00, and are willing to agree to pay a greater amount in additional fees.

Very truly yours,

/s/ Bert Wolff
Bert Wolff